IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.21399 of 2004

Between:

1 S. Anjaneyulu, S/o. Veera Swamy,
R/o. Kamayyatopu, Penamaluru Mandal, Krishna District.
2 B. Nageswara Rao, S/o. Rosaiah,
R/o. Kamayyatopu, Penamaluru Mandal, Krishna District.
3 B. Ramana, S/o. Subbarao,
R/o. Kamayyatopu, Penamaluru Mandal, Krishna District.
4 N. Pitchaiah, S/o. Veeraiah,
R/o. Kamayyatopu, Penamaluru Mandal, Krishna District.
5 M. Venkateswararao, S/o. Narayana,
R/o. Kamayyatopu, Penamaluru Mandal, Krishna District.
6 Namburi Mushak, S/o. Yoshuva,
R/o. Kamayyatopu, Penamaluru Mandal, Krishna District.

..... PETITIONERS

AND

1 The Mandal Revenue Officer, Penamaluru Mandal, Penamaluru,
Krishna District.
2 Kandelli Kantaiah, S/o. Chintaiah,
R/o. Kamayyathopu Penamaluru Mandal, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly in the nature of Writ of Mandamus declaring the impugned Notice R.C.A. 407/2004 dt. 05.11.2004 of the 1st respondent is without authority, to circumvent the civil disputes between the petitioners and the respondents in O.S.No.3120/2001 on the file of the Court of the II Addl. Junior Civil Judge at Vijayawada and consequently to set aside the same.

Counsel for the Petitioners: MR.SAI GANGADHAR CHAMARTY

Counsel for the Respondent No.1: GP FOR REVENUE

Counsel for the Respondent No.2: None

The Court at the admission stage made the following :

ORDER:

Learned counsel for the petitioners seeks permission of this Court to withdraw the writ petition with liberty to avail the appropriate civil remedies available to them. Permission is accorded.

Accordingly, the Writ Petition is dismissed as 'withdrawn' granting liberty to the petitioners to avail the appropriate civil remedies available to them. No costs.

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(N.V. RAMANA, J)

Date: 23.11.2004

Nsr/Asp

To

1 The Mandal Revenue Officer, Penamaluru Mandal, Penamaluru, Krishna District.
2 Two CCs to GP for Revenue, High Court of AP, Hyderabad (OUT)

3 Two CD copies.

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(N.V. RAMANA, J)

Date: 23.11.2004

Nsr